



General Assembly

January Session, 2005

Raised Bill No. 1092

LCO No. 3408

* _____SB01092JUD___051005_____*

Referred to Committee on Public Health

Introduced by:
(PH)

***AN ACT CONCERNING MEDICATION ADMINISTRATION IN
DEPARTMENT OF MENTAL RETARDATION RESIDENTIAL
FACILITIES AND PROGRAMS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 20-14h of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 As used in sections 20-14h to 20-14j, inclusive:

4 (1) "Administration" means the direct application of a medication by
5 means other than injection to the body of a person.

6 (2) "Day programs", [and] "residential facilities" and "individual and
7 family support" include only those programs, [and] facilities and
8 support services designated in the regulations adopted pursuant to
9 section 20-14j, as amended by this act.

10 (3) "Juvenile detention centers" include only those centers operated
11 under the jurisdiction of the Judicial Department.

12 (4) "Medication" means any medicinal preparation, and includes

13 any controlled substances specifically designated in the regulations or
14 policies adopted pursuant to section 20-14j, as amended by this act.

15 (5) "Trained person" means a person who has successfully
16 completed training prescribed by the regulations or policies adopted
17 pursuant to section 20-14j, as amended by this act.

18 Sec. 2. Section 20-14i of the general statutes is repealed and the
19 following is substituted in lieu thereof (*Effective October 1, 2005*):

20 Any provisions to the contrary notwithstanding, chapter 378 shall
21 not prohibit the administration of medication to persons attending day
22 programs, [or] residing in residential facilities or receiving individual
23 and family support, under the jurisdiction of the Departments of
24 Children and Families, Correction, Mental Retardation and Mental
25 Health and Addiction Services, or being detained in juvenile detention
26 centers, when such medication is administered by trained persons,
27 pursuant to the written order of a physician licensed under this
28 chapter, a dentist licensed under chapter 379, an advanced practice
29 registered nurse licensed to prescribe in accordance with section 20-94a
30 or a physician assistant licensed to prescribe in accordance with section
31 20-12d, authorized to prescribe such medication. The provisions of this
32 section shall not apply to institutions, facilities or programs licensed
33 pursuant to chapter 368v.

34 Sec. 3. Section 20-14j of the general statutes is repealed and the
35 following is substituted in lieu thereof (*Effective October 1, 2005*):

36 (a) The commissioners of the departments which license the
37 residential facilities, [or] day programs or individual and family
38 support services in which the administration of medication in
39 accordance with section 20-14i, as amended by this act, is appropriate
40 shall adopt regulations, in accordance with the provisions of chapter
41 54, to carry out the provisions of sections 20-14h and 20-14i, as
42 amended by this act. If licensing is not required, the regulations shall
43 be adopted by the commissioners of the departments having authority

44 over the persons served in such facilities or programs, or receiving
45 individual and family support. Such regulations shall be adopted by
46 each affected department in consultation with an advisory task force
47 which shall include the Commissioner of Public Health, the
48 Commissioner of Mental Health and Addiction Services, the
49 Commissioner of Mental Retardation, the Commissioner of Correction
50 and the Commissioner of Children and Families, or their designees.
51 The task force shall submit a report to the joint standing committee of
52 the General Assembly having cognizance of matters relating to public
53 health by November 1, 1988.

54 (b) The Chief Court Administrator shall (1) establish ongoing
55 training programs for personnel who are to administer medications to
56 detainees in juvenile detention centers, and (2) adopt policies to carry
57 out the provisions of sections 20-14h and 20-14i, as amended by this
58 act, concerning the administration of medication to detainees in
59 juvenile detention centers.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	20-14h
Sec. 2	<i>October 1, 2005</i>	20-14i
Sec. 3	<i>October 1, 2005</i>	20-14j

PH *Joint Favorable*

HS *Joint Favorable*

JUD *Joint Favorable*